HIGH COURT OF CHHATTISGARH AT BILASPUR

Civil Revision No.75/2007

Single Bench: **Hon'ble Shri Dilip Raosaheb Deshmukh, J.**

Petitioner Defendant		Banmali Kumar [by caste Gada a person of Scheduled Caste] S/o Kashiram, Aged about 80 years, Cultivator and resident of Village Savitripur [Patwari Circle No.38 revenue circle Sakara] Tahsil and Distt. Mahasamund (CG)
		Versus
Respondents Plaintiffs	1.	Vasudeo S/o Chamara Saura, aged about 58 years
	2.	Ghasi Ram, S/o Dukalu Gond, aged about 55 years.
	3.	Dasiram, S/o Dukalu Gond, aged about 50 years.
	4.	Fagulal, S/o Dukalu Gond, aged about 38 years.
	5.	Samund, S/o Dukalu Gond, aged about 60 years,
	6.	Dutiya, D/o Dukalu Gond, aged about 53 years.
	7.	Basanta, D/o Dukalu Gond, aged about 42 years, All Cultivators and resident of Village Savitripur [P.C. No.38 revenue circle Sankara] Tahsil and Distt. Mahasamund.
	8.	Jogiram, S/o Sukharu Gond, aged about 45 years.
	9.	Sukhiram, S/o Sukharu Gond, aged 30 years.
	10.	Chinta Bai, D/o Sukharu Gond, aged about 48 years.
	11.	Shrimati Budhwa, Wd/o Sukharu Gond, aged about 70 years.
		All above resident of Village Dhabasar Cultivator of Village Savitripur Tahsil and Distt. Mahasamund.
	12.	The State of Chhattisgarh through the Collector Mahasamund Distt. Mahasamund.

Revision petition under Section 115 of Civil Procedure Code

Present:-
Shri Santosh Sahu, counsel for the petitioner.
Shri Akhil Agrwal, PL for the State.

ORAL ORDER

(Passed on 2nd July, 2007)

Learned counsel for the petitioner was heard.

2. In this civil revision, order dated 8.1.2007 passed by the 3rd Civil Judge Class-I in civil suit No.36-A/2006 is under challenge wherein the application under Order-7 Rule-11 of the C.P.C. filed by the applicant herein was dismissed by the trial Court on the ground that the objections raised therein could be decided only after recording evidence and the defendant was at liberty to raise all such objections in the written statement.

3. No infirmity is seen in the impugned order. No ground for interference is called for in exercise of the revisional jurisdiction. Consequently, this civil revision being devoid of merit is dismissed at the stage of admission.

Sd/-
Dilip Raosaheb Deshmukh
Judge

Priya